



PATENT

5 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Wanda Plimmer
Serial No. : 10/822831
Filed : 4/12/2004
10 Title : **REVERSIBLE CONTOURED INFANT NURSING PAD**
Examiner : Michael Safavi
Art Unit : 3673

DECLARATION -- RULE 1.132

15

1621 W. 25th St., Suite 142
San Pedro
California 90732
December 28, 2005

20 Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

25 Sir:

I, Wanda Plimmer, am experienced in the design, development and manufacture of infant accessories and in particular breastfeeding accessories. It is my opinion that none of the references would make obvious my invention to a person having ordinary skill in the art. My invention makes breast feeding much easier for a mother while protecting the infant from harm by retaining the infant in a safe environment.

The front safety ridge of my invention was neither anticipated nor made obvious by the pillow means 32 of Dunn. I, respectively, do not agree that the front safety ridge and the pillow means 32 of Dunn are the same. In my invention, the infant is retained between the front safety ridge and the back wall. It is not taught that the infant is supported by the front safety ridge. If the infant were supported by the front safety ridge then according to Dunn the front safety ridge should be under the infant to support the infant. If the infant were on top of the front safety ridge, then the infant would not and could not be retained on the base by the front safety ridge. Rather the infant could easily roll off the front safety ridge and the base

and be harmed.

My invention teaches that the front safety ridge has "a curved transition from the top of the front safety ridge to the base toward the back wall". Neither Dunn alone, nor Dunn in
5 combination with the cited references including Morton, Straub, Schwenker make this invention obvious to a person having ordinary skill in the art. In other combinations taught in my invention the front safety ridge may not have a curved transition.

My invention also includes "a breast shelf ... inclined
10 downward toward the back wall for aligning the infant's mouth for breastfeeding". Dunn teaches away from my invention by teaching a planar base and upward curved walls extending away from the pillow 32. In contrast my invention has the "breast shelf
15 inclined downward toward the back wall", which causes the infant's mouth to be tilted upward to facilitate breast feeding.

My invention has a first and second recess in the base adjacent to the first breast shelf and extending towards the back wall for accommodating the infant's shoulder and the arm when the infant's head is placed on either breast shelf. This is not
20 taught nor made obvious by any of the references cited by the Examiner, and in particular Schwenker.

In summary, my invention is not anticipated nor made obvious in view of Dunn, Morton, Straub, Schwenker nor any of the other cited references.
25

DECLARATION

30 I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements and the like so made are punishable by fine or imprisonment, or
35 both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of

the application or any patent issued thereon.

5

Wanda Plimmer
Wanda Plimmer

12-28-05
Date

10

I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail under 37 CFR §1.8(c) in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 12/28/2005

Date of Deposit

Lee W. Tower
Lee W. Tower

12/28/2005
Date

15